

Exhibit DD

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Norfolk Division
In Admiralty

In the Matter of COEYMANS
MARINE TOWING, LLC D/B/A
CARVER MARINE TOWING as Owner
and Operator of M/T Mackenzie
Rose, (IMO No. 8968765) her
cargo, engines, boilers,
tackle, equipment, apparel,
and appurtenances, etc.,
in rem, ("M/T MACKENZIE ROSE") Civil Action No.
petitioning for Exoneration 2:24-cv-00490
from or Limitation of
Liability in allision with
Norfolk and Portsmouth Belt
Line Railroad Bridge
(the "Bridge") occurring
June 15, 2024 in and about
the Elizabeth River, Virginia.

August 6, 2025

10:33 a.m. EDT

Job No. 116639

Videotaped deposition of ERIK WALORDY,
held via remote videoconference and taken
stenographically by Misty Klapper, Registered
Merit Reporter, Certified Shorthand Reporter,
Registered Professional Reporter, Realtime
Systems Administrator and Notary Public.

ERIK WALORDY

August 06, 2025

1 APPEARANCES :

2 ALL APPEARANCES BY REMOTE VIDEOCONFERENCE

3 ON BEHALF OF COEYMANS MARINE TOWING, LLC, d/b/a
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ERIK WALORDY

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17
18 ALSO PRESENT:

19 DAN COLOTARIO, VIDEO OPERATOR
20
21
22

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1 what it's used for?

2 **A. Training and prevention of**
3 **incidents in the future.**

4 Q. Is it a place where you would log
5 some sort of incident?

6 **A. It's a report. It's not a log.**

7 Q. So it's, what, a separate,
8 distinct entry?

9 **A. Yes.**

10 Q. Is it also connected to the Helm
11 system?

12 **A. Yes.**

13 MR. CHAPMAN: Let me show you a
14 document.

15 (Thereupon, Exhibit 1 was
16 marked for identification.)

17 BY MR. CHAPMAN:

18 Q. Can you -- can you see a document
19 that's titled 9.2 Near Miss Report on your
20 screen?

21 **A. I see it.**

22 Q. All right. It consists of two

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1 pages and at the bottom of each there's a
2 number. Page 1 is CARVER TBS HELM CONNECT
3 000167 and page 2 is 00168 [sic].

4 You see that?

5 **A. (No audible response.)**

6 Q. Do you see that?

7 **A. I see it.**

8 Q. Let me go to page 1. In the top
9 part of this document, which we will mark as
10 Exhibit 1 to your deposition, it -- it says
11 filled by and then that's your name, Erik
12 Walordy?

13 **A. Now, again, this -- this is, it**
14 **seems to me, as if this is -- was done by**
15 **Chris Miller, although my name is in there,**
16 **Chris Miller, because, one, even a spelling**
17 **error such as relised, I wouldn't have made**
18 **that mistake.**

19 Chris would oftentimes leave my
20 name logged in or leave certain people logged
21 in and fill them out. So, again, I know
22 that's why I'm here. Apparently on the crew

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1 manifest, I was -- my name was left logged in
2 on Helm and some things were reported. So
3 even this right here, I'm -- I'm looking at,
4 I'm reading it, and I think Chris filled this
5 out because, like I said, By the time the
6 captain relised the situation we were
7 steaming full ahead, and I wouldn't -- again,
8 steaming is archaic for -- for -- it's not
9 that it's archaic, but it's something that's
10 used for -- that's how it used to -- it was
11 a -- and -- and -- and -- and all of the --
12 the past generation, it's not something
13 that -- that people -- you know, my
14 generation would say. That's something
15 that's -- that's like my -- this -- my father
16 sailors, you know. This -- so this looks
17 like -- this looks like it was filled out by
18 Chris.

19 Q. Let me ask you this:

20 Do you have any memory of this
21 incident that's described in Exhibit 1?

22 A. I do -- this -- this happened --